



KENTUCKY BOARD OF EDUCATION

OCTOBER BOARD NOTES

Volume 20, No. 5 -- Report of the October 8-9, 2012, Regular Meeting

COMMENTS FROM DAVID KAREM, KENTUCKY BOARD OF EDUCATION CHAIR

Board Approves Safe Schools Week Proclamation and Support for Anti-Bullying Pledge.

I have previously emphasized the Kentucky Board of Education's zero tolerance position on bullying regardless of its cause. No student should have to endure being bullied by another student and no student should be allowed to bully another student.



In an effort to highlight this position on bullying, the Kentucky Board of Education approved a proclamation at its October meeting declaring October 21-27, 2012, Kentucky Safe Schools Week throughout Kentucky schools. The proclamation focuses on the theme of **"BULLYING: Be Part of the Cure"** and emphasizes the part each individual can play in stopping this harmful "disease" from becoming "viral". The proclamation was signed by Commissioner Terry Holliday and myself and reads as follows:

Proclamation

To All To Whom These Presents Shall Come:

WHEREAS, Schools make substantial contributions to the future of America and to the development of our nation's young people as knowledgeable, responsible, and productive citizens; and

WHEREAS, Excellence in education is dependent on safe, secure, and peaceful school settings; and

WHEREAS, The safety and well-being of many students, teachers, and school staff are unnecessarily jeopardized by crime and violence, such as substance abuse, gangs, bullying, poor discipline, vandalism, and absenteeism in our schools; and

WHEREAS, All leaders-especially those in education, law enforcement, government, and business-should eagerly collaborate with each other to focus public attention on school safety and identify, develop, and promote answers to these critical issues; and

WHEREAS, Safe and respectful schools and school districts throughout the country, along with innovative national programs, are among those answers; and

WHEREAS, The observance of Safe Schools Week encourages students, parents,

educators, and the community to realize that everyone needs to do their part to stop bullying by being “Part of the Cure” in order to promote efforts to provide Kentucky schools with positive and safe learning climates.

Now, Therefore, we do hereby proclaim October 21-27, 2012 as “SAFE SCHOOLS WEEK” and encourage all fraternal, legal, government and professional associations, students and educators in America’s schools to formally adopt similar resolutions and proclamations so that we may enthusiastically work together to make our schools safe, secure, and peaceful places for learning, teaching, and working, free of drugs, alcohol, weapons, and fear.

Done this 9th day of October, in the year Two Thousand and Twelve.

David Karem, Chair
Kentucky Board of Education

Terry Holliday, Commissioner
Kentucky Department of Education

Commissioner Holliday and I urge you to go online and “Take the Pledge Against Bullying” on the Kentucky Center for School Safety’s website as well as encourage all adults and students in your school district to do the same. **Here is the link to take the online pledge:** www.kysafeschools.org/bullycure. People can take the pledge anytime; they don’t have to wait until October 21st to begin.

Other resources to assist schools and districts in combatting bullying can be found on the Kentucky Center for School Safety’s site at: <https://kycss.org/bullying.php>.

Please get behind this effort to make a difference in the lives of Kentucky’s students.

STUDY SESSION ON PROFESSIONAL GROWTH AND EFFECTIVENESS SYSTEM HELD

On October 8, the board participated in a study session related to the new Professional Growth and Effectiveness System (PGES). As part of the session, Dr. Steve Cantrell, Head of Research and Evaluation for the Gates Foundation, presented the key findings of the Measures of Effective Teaching Project (MET) that focus on developing and testing multiple measures of teacher effectiveness. The goal of the project is to improve the quality of information available to education professionals to help them build fair and reliable systems for teacher observation that can be used for a variety of purposes, including feedback, development and continuous improvement.

Commissioner Holliday indicated that recommendations will come forward to the board in the future, based on national research, piloting of the new system by school districts and work of the two statewide steering committees, regarding decisions on weighting of measures and other factors.

Questions on the PGES can be directed to Felicia Smith at 502-564-9850 or via e-mail at Felicia.Smith@education.ky.gov.

FIVE REGULATIONS APPROVED IN OCTOBER

The Kentucky Board of Education gave its approval to five administrative regulations at the October meeting as follows:

- 702 KAR 3:130, Internal Accounting – This regulation contains a handbook, known as the Redbook, that provides a method of uniform accounting for school activity funds. In light of the continuing demand for transparency in financial records of taxing authorities, many revisions were made strengthening the accountability and financial oversight of school activity funds.
- 701 KAR 5:110, Use of local monies to reduce unmet technology need – This regulation incorporates the Master Plan for Education Technology, which is revised every five years. The new Master Plan shows planned activities and initiatives for 2013-2018. Ensuring technology tools enhance the learning experience of students and help get them prepared for higher education and being competitive in the workforce remains as the central purpose.
- 704 KAR 7:151, Repeal of 704 KAR 7:150, Secondary GED Program – In light of the state's college- and career-readiness focus that offers multiple strategies to support persistence to graduation for all students, the board approved the repeal of the secondary GED program. However, to give those districts that are operating these programs time to transition to new strategies, the program will be allowed to continue through the end of the 2013-14 school year.
- 701 KAR 19:002, Alternative Education Programs – This regulation establishes the minimum program requirements for the operation of alternative education programs in school districts and will allow the collection of data to inform ongoing efforts to assure effective alternative programs for all students. It requires that alternative programs are aligned with college- and career-readiness outcomes for all students.
- 701 KAR 5:140, Guidelines for Districts of Innovation – This regulation implements the requirements of House Bill 37 related to Districts of Innovation. It outlines the various aspects of the application process and is designed to have a significant impact on improving proficiency and college readiness by allowing selected districts and schools flexibility in how they provide instruction.

All of these regulations must now go through the public hearing process and the legislative committee review process before becoming effective.

For questions on these regulations, contact:

- 702 KAR 3:130, Internal Accounting – Hiren Desai, 502-564-1976 or via e-mail at hiren.desai@education.ky.gov or Kay Kennedy, 502-564-3930 or via e-mail at kay.kennedy@education.ky.gov
- 701 KAR 5:110, Use of local monies to reduce unmet technology need – David Couch, 502-564-2020 or via e-mail at david.couch@education.ky.gov

- 704 KAR 7:151, Repeal of 704 KAR 7:150, Secondary GED Program – Felicia Smith, 502-564-9850 or via e-mail at Felicia.smith@education.ky.gov
- 701 KAR 19:001, Alternative Education Programs – Susan Allred, 502-564-5130 or via e-mail at susang.allred@education.ky.gov
- 701 KAR 5:140, Guidelines for Districts of Innovation – David Cook, 502-564-4201 or via e-mail at david.cook@education.ky.gov

DR. SAMUEL ROBINSON AWARD PRESENTED

Two individuals were recognized at the board’s October meeting as recipients of the Dr. Samuel Robinson Award. They are Dr. Gregory Ross, Principal of McNabb Elementary School in the Paducah Independent School District, and Dr. Kern Alexander, President Emeritus of Murray State University and Excellence Professor at the University of Illinois at Urbana-Champaign.

Since 2004, the Dr. Samuel Robinson Award has been conferred on an individual or group in Kentucky for outstanding leadership, commitment and service in promoting equity and opportunity to learn at high levels for all Kentucky students. Robinson was a member of the Kentucky Board of Education for many years in the 1990s and 2000s.

Dr. Ross was nominated by Julie Gargus, a teacher at McNabb Elementary, who said he embodies the best qualities of teaching. He has created a myriad of opportunities for students from diverse backgrounds to participate in activities such as drama, ballet, chess club, orchestra, drum corps, the school news channel, poetry and archery as well as been recognized at the state and national levels for his work in the area of diversity.

Dr. Alexander was nominated by Michael J. Buckman, Director of Development at the Nazareth Home, who said that he possesses the ambition for every child in the state to have a fair and adequate education from cradle to college. Alexander was also a chief architect and expert witness in the *Rose v. Council for Better Education* case, one of the most influential and important school finance decisions decided by the Kentucky Supreme Court, and has authored more than 20 books including two major college texts.

For more information on the award recipients or the award itself, contact Mary Ann Miller at (502) 564-3141 or via e-mail at maryann.miller@education.ky.gov.

ADDITIONAL AMENDMENTS TO 704 KAR 7:160, USE OF RESTRAINT AND SECLUSION IN PUBLIC SCHOOLS APPROVED

Kentucky Department of Education (KDE) staff presented to the board a Statement of Consideration on 704 KAR 7:160, Use of Restraint and Seclusion in Public Schools that summarized the oral and written comments received on the regulation during the public hearing process along with KDE’s responses. As a result of the public hearing process, KDE recommended several changes to the regulation as follows:

- **Removed** the functional behavioral assessment (FBA) and behavioral intervention plan (BIP).

- **Amended** and clarified the “physical restraint” definition to provide enough detail to distinguish what is intended to be regulated/restricted by this regulation and what is not governed by this regulation.
- **Added** a definition for “emancipated youth”.
- **Added** to the definition of “prone restraint” and “supine restraint” to respond to comments and to ensure that the text of the definition matched the intent of the state board.
- **Added** School Resource Officers (SROs) and other law enforcement officers who are employees or on contract with the school district in the definition of “school personnel” so they will be required to undergo the same training that all school personnel have to complete.
- **Added** language to the beginning of Sections 3 and 4 to clarify that this regulation is aimed at school personnel’s interactions with students in public schools and during educational programs and not outside of those times (e.g., ball games on the weekend).
- **Added** language regarding the retraining of students who utilize sign language or an augmentative mode of communication and how to handle restraint of their primary mode of communication (assess the threat of serious physical harm to self or others posed by allowing the student to have hands free for brief periods during the restraint to allow communication).
- **Amended** the monitoring during restraint language from “face is monitored” (first version was “face-to-face monitoring”) to “the student’s physical and psychological well-being shall be monitored for the duration of the physical restraint”.
- **Clarified** the training requirements through additional language.
- **Amended** and moved the emergency exception language to clarify the allowances of the exception as well as to add a requirement that core team members be summoned as soon as possible (to ensure safety of all).
- **Added** other technical changes for editing purposes that do not change the content of the regulation.

KDE staff emphasized that the regulation is really about prevention and positive behavioral supports in order to keep the focus on teaching and learning.

The board approved the Statement of Consideration as well as the regulation as amended after comments. It will now proceed through the legislative committee review process.

For more information on 704 KAR 7:160, contact Amy Peabody at (502) 564-4474 or via e-mail at amy.peabody@education.ky.gov.

KENTUCKY WORKING CONDITIONS STANDARDS APPROVED

As part of the October Kentucky Board of Education meeting, the board approved the Kentucky Working Conditions Standards. These are state standards for teaching conditions so that districts and schools understand the key elements of building a positive school climate.

The Kentucky Department of Education used the North Carolina Teaching Conditions Standards as a model to develop a working draft of teaching conditions standards for Kentucky. The standards are organized around the areas in the Teaching Conditions Survey (i.e., use of time, facilities/resources, community support and involvement, managing student conduct, teacher leadership, school leadership, professional development, and instructional practices/support).

Once the working draft was developed, the TELL Kentucky Teaching Conditions Advisory Team then reviewed and made recommendations to the TELL KY Coalition of Partners on the standards. The Advisory Team is made up of representatives from the Kentucky Department of Education, Kentucky School Boards Association, Kentucky Chamber of Commerce, Education Professional Standards Board, Kentucky Education Association, Kentucky Association of School Councils, Kentucky Association of School Administrators, Kentucky Association of School Superintendents, Jefferson County Teachers' Association and a local superintendent and administrator.

The TELL KY Coalition of Partners approved the TELL Kentucky Teacher Working Conditions Standards prior to the standards coming to the state board. The TELL KY Coalition of Partners includes representatives from the same groups as the Advisory Team and also the Office of the Governor, the Kentucky Board of Education, Kentucky Council on Postsecondary Education, Kentucky PTA, Legislative Research Commission, Office of Education Accountability, Partnership for Successful Schools, Spalding University, legislators and principals.

To see the standards, click on the following link to the Kentucky Board of Education meeting and then go down to item XVII.:

<http://portal.ksba.org/public/Meeting.aspx?PublicAgencyID=4388&PublicMeetingID=7897&AgencyTypeID=1>.

For questions on these standards, contact Felicia Smith at (502) 564-9850 or via e-mail at Felicia.smith@education.ky.gov.

OTHER ITEMS APPROVED AT THE OCTOBER MEETING WERE:

- Minutes from the August 8-9, 2012, KBE retreat and regular meeting
- Upholding of the commissioner's decision in the nonresident student appeal involving Corbin Independent and Knox County
- Statement of Consideration for 704 KAR 3:305, Minimum High School Graduation Requirements
- Dissemination of a letter to the Franklin County superintendent regarding the OEA referral of complaints on the Western Hills High School principal
- Official evaluation document for Commissioner Terry Holliday
- Commissioner's Goals for 2012-13
- District Facility Plans for Anderson, Boyd, and Lyon County School Districts and Williamstown Independent School District
- 2012-13 Local district tax rates levied
- Amendments to the KBE Policy Manual
- Leo Calderon's travel as part of a state team to Brazil from November 6-9 for the Global Education Leaders' Program **(not paid for with state funds; funded by Gates Foundation Grant)**

OTHER ITEMS REVIEWED AT THE OCTOBER MEETING WITH NO ACTION TAKEN WERE:

- Assessment update regarding Kentucky's new assessment system
- Strategic Plan update
- KBE legislative agenda
- KHSAA Requirement for Field Audits Related to Title IX
- 702 KAR 4:160, Capital Construction Process
- Audit update and review of the commissioner's and board's expenses
- 704 KAR 3:090, Response to Intervention, Kindergarten through Grade 3
- KDE Employment Report

KBE Meeting Dates 2012

December 5, 2012	Regular meeting	Frankfort
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KBE Meeting Dates for 2013

February 6, 2013	Regular meeting	Frankfort
April 10, 2013	Regular meeting	Frankfort
June 5, 2013	Regular meeting	Frankfort
August 7-8, 2013	KBE Retreat & Regular Meeting	Frankfort
October 8, 2013	Regular meeting	Frankfort
December 4, 2013	Regular meeting	Frankfort

The actions described above were taken in open session of the Kentucky Board of Education at the October 8-9, 2012, retreat and regular meeting, conducted in the State Board Room, Capital Plaza Tower, 1st Floor, Frankfort, Kentucky. This information is provided in summary form, and an official record of the meeting is available on tape in the permanent records of the Kentucky Board of Education, First Floor, Capital Plaza Tower, Frankfort, Kentucky 40601. These records are open for inspection Monday through Friday, 8:00 a.m. - 4:30 p.m.

For additional information about the Kentucky Board of Education meetings, agendas, minutes or special accommodations needed for attending meetings, contact Mary Ann Miller, Policy Advisor, at (502) 564-3141.

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